

IN THE UNITED STATES PATENT OFFICE
BEFORE THE PATENT TRIAL
AND APPEAL BOARD

IN RE APPLICATION OF:)
)
DAN PHARO, ET AL.)
)
SERIAL NO.: 09/758,934)
) GROUP ART UNIT NO. 2859
FILED: JANUARY 11, 2001)
)
TITLE: PERSONNEL GUIDANCE)
AND LOCATION CONTROL)
SYSTEM)
)
EXAMINER: YARITZA GUADALUPE)

NOTICE OF APPEAL

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The applicants hereby appeal the decision of the Examining Attorney contained in the final rejection of October 20, 2004, in which the Examiner finally rejected Claims 1-13, 15-18, 21, and 24-36.

1. The Examiner erred in both law and in fact in rejecting the claims on the basis of 35 USC 103(a) as being unpatentable over Hensler et al. U.S. patent No. 5,637,378, in view of the Chien U.S. patent No. 5,775,016 and the Gehweiler U.S. patent No. 3,453,660.

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2. The Examiner also erred in both law and in fact in rejecting certain of the claims under the aforesaid references, as well as the Phillips U.S. patent, and also in view of an alleged admission by the applicants with respect to prior art.

3. The Examiner also erred in both fact and in law in rejecting certain of the claims on the basis of the aforesaid patents to Hensler et al., Chien, and Gehweiler, as well as the Schnee U.S. patent No. 2,680,698.

4. The Examiner also erred in rejecting the claims on the grounds of double patenting.

The applicants hereby respectfully request an oral hearing in this matter.

Dated: April 20, 2005


Respectfully submitted,



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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450 on 4-21, 2005.


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